vss

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.1281 OF 2005
IN
S.C. SUIT NO.1357 OF 1995

DCM Shriram Consolidated Ltd. ... Plaintiff

V/s.

M/s.J.K. Shah & Co. & Anr. ... Defendants

Mr.N.V. Moye for Plaintiff

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **DECEMBER 7, 2005**

P.C.:

. This Chamber Summons has been filed to lead secondary evidence and to prove the claim of the Plaintiff by producing the photocopies of certain original documents which are mentioned in the schedule to the Chamber Summons. The reasons have been furnished in the affidavit in support of the Chamber Summons to indicate as to why the originals are not available for production at the stage of evidence. These reasons seem to be genuine and, therefore, the plaintiff must be permitted to lead secondary evidence in the matter.

2. The defendants are not present, though served. In fact, they have not filed their reply either. In such circumstances, Chamber Summons is allowed in terms

of prayer clause (a).